

Docket No. 59131-A-PCT-US/JPW/AJM/AGDEW 1647  
Box SeqIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Taka-Aki Sato

Serial No. : 10/018,169 Examiner: \_\_\_\_\_

Filed : December 7, 2001 Group Art Unit: \_\_\_\_\_

For : GENE ENCODING NADE, P75ntr-ASSOCIATED CELL DEATH

EXECUTOR AND USES THEREOF

Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date: February 21, 2006

Sir:

Transmitted herewith is an amendment to the above-identified application.

X Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

\_\_\_\_\_ A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

X No additional fee is required.

The filing fee is calculated as follows:

	Number after Amendment	Highest Number Previously Paid For <sup>1</sup>	Number of Extra Claims Presented	RATE			FEE	
				Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	48 -	* 48 =	*** X	\$25	\$50	=	0	
Independent Claims	31 -	** 31 =	*** X	\$100	\$200	=	0	
Multiple Dependent Claim(s) Presented For First Time Yes <u>X</u> No				\$180	\$360	=	0	
				TOTAL ADDITIONAL FEE			\$ 0	

<sup>1</sup> The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.

\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

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Amendment Transmittal Letter  
Page 2

The following are also enclosed:

- ☒ One additional copy of this Amendment Transmittal Letter
- ☒ Return Receipt Postcard
- ☐ An Information Disclosure Statement, including Form PTO-1449  
(Copies of citations included: Yes \_\_\_\_\_ No \_\_\_\_\_  
and a fee of \$ \_\_\_\_\_ included)
- ☐ A Petition for an Extension of Time, including a fee of  
\$ \_\_\_\_\_ for a Petition for \_\_\_\_\_ Month(s) Extension of Time
- ☐ Other (identify): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

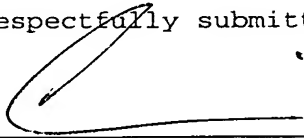
THE TOTAL FEE DUE IS \$ 0.

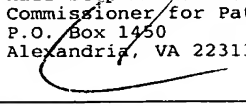
- ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of  
\$ \_\_\_\_\_.

☒ The Commissioner is hereby authorized to charge any additional fees  
required or credit any overpayment to Deposit Account No. 03-3125  
as follows:

- ☒ Fees under 37 C.F.R. §1.16 for the presentation of extra claims
- ☐ Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted,

  
\_\_\_\_\_  
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Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicant(s)  
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I hereby certify that this  
correspondence is being deposited this  
date with the U.S. Postal Service with  
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Mail Stop Amendment  
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P.O. Box 1450  
Alexandria, VA 22313-1450.  
 2/21/06  
\_\_\_\_\_  
Alan J. Morrison  
Reg. No. 37,399



Dkt. 59131-A-PCT-US/JPW/AJM/AG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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EXECUTOR AND USES THEREOF

1185 Avenue of the Americas  
New York, NY 10036  
February 21, 2006

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

AMENDMENT IN RESPONSE TO  
JANUARY 18, 2006 NOTIFICATION OF DEFECTIVE RESPONSE

This Amendment is submitted in response to a January 18, 2006 Notification of Defective Response issued by the U.S. Patent and Trademark Office in connection with the above-identified application. A copy of the Notification is attached hereto as **Exhibit A**. A response to the January 18, 2006 Notification was due February 18, 2006. However, since February 18, 2006 falls on a Saturday, a response filed on the next business day, i.e. Tuesday February 21, 2006, is considered timely. Accordingly, this Amendment is being timely filed.

Please amend the subject application as follows: